

3. If there is a legal guardian, his consent should always be sought.

C. Operation to be performed upon an unmarried adult.

1. Consent of a parent, if living, should be sought. (See paragraph B-1 for correct procedure.)
2. If there is no living parent upon whom service can be had, the consent of the next of kin should be sought. The law does not specify any degree of relationship but consent should be secured from the relative who is the nearest of kin including brothers and sisters, grandparents, uncles and aunts or cousins.
3. If there is no living parent or no known next of kin, upon whom service can be had, the Clerk of the Superior Court should be petitioned for the appointment of a Guardian ad Litem. The consent of the Guardian ad Litem should be sought.
4. If there is a legal guardian, his consent should always be sought.

IV. Appointment of Guardian ad Litem.

Under an Act passed by the 1947 Legislature 5/ a guardian ad litem should be appointed under the following conditions; applying to both minors and adults.

- A. If there is no next of kin (for a minor, this is a father or mother)
- B. If the next of kin cannot, after due and diligent search, be found.
- C. If there is no known legal or natural guardian upon whom service can be had.

Form No. 8 - Application for Appointment of Guardian ad Litem, shall be filed with the Clerk of the Superior Court. The application may be filed by the petitioner (county superintendent of public welfare or superintendent of a State institution) or by a relative or interested individual.

Form No. 9 - Appointment of Guardian ad Litem, may be used by the Clerk of the Superior Court to designate the appointment of a guardian ad litem. The petitioner should attach a copy of this form to the petition which is sent to the Executive Secretary of the Eugenics Board. The person who